INSTRUMENT PREPARED BY VIRGINIA GAS AND OIL BOARD ORDER RECORDED UNDER CODE OF VIRGINIA SECTION 45.1-361.26

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

SUPPLEMENTAL ORDER REGARDING

DOCKET NO. VGOB 10/11/16-2861

ELECTIONS, UNIT: VH-531527

(hereinafter "Subject Drilling Unit")

TAX MAP IDENTIFICATION NUMBERS:

TAX MAP IDENTIFICATION UMBERS FOR ALL PARCELS AFFECTED BY THIS ORDER ARE SHOWN ON EXHIBIT (S) \_\_\_\_\_\_B-3 \_ WHICH IS/ARE ATTACHED TO AND A PART OF THIS ORDER.

REPORT OF BOARD

### FINDINGS AND ORDER

This Supplemental Order is entered by the Board sua sponte in the form authorized by the Board at its hearing held at 9:00 a.m. on October 20, 1992, Board of Supervisors Room, Courthouse, Grundy, Virginia, and pursuant to authority granted to the Board's Chairman at the hearing of the Virginia Gas and Oil Board on June 16, 1992, at 9:00 a.m. at the Rhododendron Restaurant at the Breaks Interstate Park, Breaks, Virginia; and this Supplemental Order is being recorded for the purpose of (1) complying with the requirement of the Virginia Gas and Oil Board Regulations, 4 VAC 25-160.70C by supplementing the Order previously issued by the Board for subject Docket on September 8, 2011, and recorded Instrument #201102645 at the Office of the Clerk of Circuit Court, Wise County, Virginia on October 5, 2011, (herein "Board Order") to complete the record regarding elections. The Board Order pooled all interest in Subject Drilling Unit including those of the Respondents more particularly set forth and identified by the Designated Operator in the affidavits attached hereto and made a part hereof. The Board finds it has jurisdiction over the subject matter pursuant to the provisions of the Virginia Gas and Oil Act, § 45.1-361.1 et seg., Virginia Code, 1950 as amended.

## 2. Findings: The Board finds that:

- (a) The Board Order directed EQT Production Company, (herein the Designated Operator"), to mail copies of the Board Order to all respondents whose interest, if any, were pooled by said Board Order;
- (b) The designated operator filed its affidavit of mailing dated October 17, 2011, disclosing that it had mailed a correct copy of the Board's Order to all Respondents whose interest, if any, were pooled by said Board Order;

- (c) The Board Order required each Respondent whose interest, if any, were pooled by the terms of said Board Order to make his or her election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the Designated Operator has filed its affidavit dated April 24, 2012, in accordance with § 7.C of the Virginia Gas and Oil Board Regulations and 4 VAC 25-160.70C (herein "Affidavit of Election"), wherein it has, for each Respondent whose interest, if any, were pooled by said Board Order, stated: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of the election made, if any; (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interest, estates and claims in Subject Drilling Unit to the Designated Operator;
- (d) The Board Order further required the Designated Operator, after expiration of the election period, to file with the Board a statement of the interests subject to escrow under the terms and provisions of the Board Order, in light of the elections made or deemed to have been made (herein "Statement of Interests"); that the Designated Operator furnished said Statement of Interests as part of its Affidavit of Election. A copy of which is attached hereto as Exhibit B;
- (e) Current Board standards requiring the escrow of funds and the Board's agreement with its Escrow Agent, First Bank & Trust Company, P.O. Box 3860, Kingsport, TN 37660 (423) 245-6971, Attn: Debbie Davis, or any successor named by the Board, require the entry of a Supplemental Order establishing of record the elections made or deemed to have been made and specifying the sums or percentage thereof subject to escrow. Current Board escrow standards were made applicable to Subject Drilling Unit by a Board Order dated December 23, 1992.
- 3. Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2 above and the annexed Affidavits, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company, P.O. Box 3860, Kingsport, TN 37660 (423) 245-6971, Attn: Debbie Davis, or any successor named by the Board to establish interest-bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in said affidavits to receive such funds and account to the Board therefore.
- 4. <u>Mailing of Order and Filing of Affidavit</u>: The Designated Operator under the captioned Order or its Attorney shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each person whose interest or claim is subject to escrow and whose address is known.
- Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.
- 6. Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this // day of, 2012 by a majority of the Virginia Gas and Oil Board.
Chairman, Bradley J. Lambert
DONE AND PERFORMED THIS 14th day of June, 2012 by
Order of this Board.
Rick Cooper Principal Executive To The Staff Virginia Gas and Oil Board
STATE OF VIRGINIA ) COUNTY OF RUSSELL )  Acknowledged on this day of
Diane Davis, Notary 174394
My commission expires: September 30, 2013  NOTARY:  REG #174394

### **VIRGINIA:**

## BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE: Application of EQT Production Company, for Forced Pooling of Interests in Unit Number VH-531527 VGOB Docket No. VGOB-10/11/16-2861 in the Gladeville Magisterial District of Wise County, Virginia.

AFFIDAVIT OF WILHOIT & KAISER, Attorneys-at-Law, Agents for the Designated Operator REGARDING ELECTIONS, ESCROW ACCOUNTS AND SUPPLEMENTAL ORDER

James E. Kaiser (herein Affiant), being first duly sworn on oath, deposes and says:

- That the Affiant is an attorney in the law firm of WILHOIT & KAISER, the Agent for the Designated Operator, with offices located at 220 Broad Street, Kingsport, Tennessee 37660, and is authorized to give this Affidavit in its behalf;
- 2. That the Order entered on September 8,2011 by the Virginia Gas and Oil Board regarding the captioned Conventional Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by said Order;
- 3. That within seven (7) days of the receipt of an executed copy of the Order referred to at Paragraph 2. above, the Affiant was directed to cause a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who are added as Respondents at the hearing held in the captioned matter;
- 4. That the Order of the Virginia Gas and Oil Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date said Order was recorded in the county above named; that said Order was recorded on October 5, 2011.
- 5. That the Designated Operator, by and through their agent, Wilhoit & Kaiser, Attorneys-at-Law, have established procedures to review all mail received and all written documents received by means other than by mail to ascertain whether parties whose interest have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to Subject Unit; that the following persons delivered, by mail or otherwise, written elections to the Unit Operator, within the thirty day election periods:

<b>Tract</b>	Lessor	<b>Elected</b>
7	Margaret Jane Whitt	Cash Consideration
	847 Hurricane Road NE	
	Wise, VA 24293	

6. That the interest and/or claims of the following persons (who made timely elections, or who are deemed under the terms of the Board's Order to have leased, or who, subsequent to the pooling hearing held in the captioned matter, have leased or otherwise entered into an agreement with the Designated Operator) are subject to escrow under the Board's Order pooling the captioned Unit, as unknown or/unlocatable.

#### NONE

7. That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator with regard to their interest and/or claims.

#### NONE

8. That the following persons have not made a timely election and have failed to enter into an agreement with the Designated Operator and their respective interests shall be deemed to have leased pursuant to and in accordance with paragraph 10 of the Order.

See Exhibit B-3

That pursuant to the provision of 4VAC 25-160.70C annexed hereto and incorporated herein is a proposed supplemental order to be entered to complete the record regarding elections; that said annexed supplemental order sets forth that the services of the Escrow Agent are not required in this matter pursuant to the terms of §§ 45.1-361.21.D.

Dated at Kingsport, Tennessee, this <u>24th</u> day of <u>April</u>, 2012.

Affiant

NOTARY PUBLIC OF THE PROPERTY OF THE PROPERTY

State of Tennessee ) County of Sullivan )

Taken, subscribed and sworn to before me by James E. Kaiser, the Agent of EQT Production Company, a corporation, on behalf of the corporation, this 24th day of April, 2012.

My commission expires: October 24, 2012.

3

# SUPPLEMENT "B" VH-531527

created 03/25/2011

TRACT	<u>LESSOR</u>	LEASE STATUS	INTEREST WITHIN UNIT	GROSS ACREAGE IN UNIT	NET REVENUE INTEREST
	Gas Estate Only				
1 Tax ID None	ACIN LLC Attn: John Mooney 5260 Irwin Road Huntington, WV 25705	Leased 904576 WI-62	9.13000000%	29.21000000	0.01141250
	EQT Production Company				0.07988750
Tract 1 Totals	EQ1 Floddelloff Company		9.13000000%	29.21000000	0.09130000
2 Tax ID 020585	Greater Wise, Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223095 GW-44	42.88000000%	137.24000000	0.05360000
	EQT Production Company				0.37520000
Tract 2 Totals	EQ1 Floddelloff Company		42.88000000%	137.24000000	0.42880000
3 Tax ID None	Range Resources-Pine Mtn.,Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 T-948	0.16000000%	0.51000000	0.00020000
	FOT Braduction Company				0.00140000
Tract 3 Totals	EQT Production Company		0.16000000%	0.51000000	0.00160000
4 Tax ID None	Range Resources-Pine Mtn.,Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 T-951	0.93000000%	2.98000000	0.00116250
	EQT Production Company				0.00813750
<b>Tract 4 Totals</b>		and the labeling stay	0.93000000%	2.98000000	0.00930000
<b>5</b> Tax ID 020631	Greater Wise, Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223095 GW-117-2	1.81000000%	5.78000000	0.00226250
	EQT Production Company				0.01583750
Tract 5 Totals			1.81000000%	5.78000000	0.01810000
6 Tax ID 020631	Greater Wise, Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223095 GW-117-1	5.45000000%	17.43000000	0.00681250
	EQT Production Company				0.04768750
Tract 6 Totals	roudollon company		5.45000000%	17.43000000	0.05450000

7	William F. Wampler and
lo Mineral Assessme	<b>Mary Wampler Heirs</b>
	P/O 15 Acres

P/O 15 Acres				
Christie M. Adams a/k/a Christine M. Adams 6004 Powell River Road Norton, VA 24273-3918	Leased 980837	0.69500000%	2.22500000	0.00086875
Katherine Fay Phillips and Bill Phillips, w/h P.O. Box 1086 Norton, VA 24273	Leased 980837	0.07722222%	0.24722222	0.00009653
Nellie Marie Barnette, sngl 10139 Sportsman Drive Wise, VA 24293-4547	Leased 980837	0.07722222%	0.24722222	0.00009653
Fanny Lucille Roberts and Edsel Roberts, w/h 6858 Jones Hollow Road Norton, VA 24273-3720	Unleased	0.07722222%	0.24722222	0.00009653
Frances Redman and Fred Redman, w/h 648 Hiwassee Drive Mount Carmel, TN 37645-3649	Leased 980837	0.07722222%	0.24722222	0.00009653
Winfred Wesley Stidham & Grace Edna Stidham, h/w 125 McChesney Street SE Norton, VA 24273-2946	Unleased	0.07722222%	0.24722222	0.00009653
Cecil Hoyt Stidham, single 5560 Brummitt Hollow Rd. Norton, VA 24273-4114	Unleased	0.07722222%	0.24722222	0.00009653
Eloise Joyce Dobbs, single 4540 Old Stage Road Kingsport, TN 37664-2939	Leased 980837	0.07722222%	0.24722222	0.00009653
Curtis Milford Stidham, sng 401 Murphy Street NW Norton, VA 24273	Leased 980837	0.07722222%	0.24722222	0.00009653
Barbara Sturgill, widow 139 Golden Grove Circle Piedmont, SC 29673-8525	Leased 980837	0.07722222%	0.24722222	0.00009653
Margaret Jane Whitt, sng 847 Hurricane Road NE Wise, VA 24293	Cash Consideration	0.11583333%	0.37083333	0.00014479
Robert Boggs, single P.O. Box 277 Haysi, VA 24256	Unleased	0.11583333%	0.37083333	0.00014479
Anthony Q. Robinette and Melinda F. Robinette, h/w P.O. Box 1483 Wise, VA 24293	Unleased	0.23166667%	0.74166667	0.00028958
Marie Keel and George E. Keel, w/h P.O. Box 452 Norton, VA 24273-0452	Leased 980837	0.23166667%	0.74166667	0.00028958

	Marie Wampler, widow C/O Norma Gardner 6443 Guest River Road Norton, VA 24273	Unleased	0.69500000%	2.22500000	0.00086875
Tract 7 Totals	EQT Production Company	-	2.78000000%	8.9000000	0.02432500 0.02780000
8 Tax ID 033646	Greater Wise, Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223095 GW-120-3	2.13000000%	6.82000000	0.00266250
Tract 8 Totals	EQT Production Company	-	2.13000000%	6.82000000	0.01863750 0.02130000
<b>9</b> Tax ID 020631	Greater Wise, Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223095 GW-120-2	8.92000000%	28.54000000	0.01115000
Tract 9 Totals	EQT Production Company		8.92000000%	28.54000000	0.07805000 0.08920000
<b>10</b> Tax ID 020631	Greater Wise, Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223095 GW-120-1	0.37000000%	1.19000000	0.00046250
Tract 10 Totals	EQT Production Company	_	0.270000000/		0.00323750
			0.37000000%	1.19000000	0.00370000
<b>11</b> Tax ID 9922	Raymond Carroll Cooke Heirs as follows:				
	Janie Doris William, widow 6954 Cooke Road Norton, VA 24273	Leased 967071	0.40400000%	1.29000000	0.00050500
	Agnes Cooke, widow 6956 Cooke Road Norton, VA 24273	Leased 967071	0.40400000%	1.29000000	0.00050500
	Roger Clark Cooke and Rhonda Jean Cooke, h/w 6930 Cooke Road Norton, VA 24273	Leased 967071	0.40400000%	1.29000000	0.00050500
	Raymond Doyle Cooke & Peggy Sue Cooke, h/w 6011 Bear Pen Hollow Norton, VA 24273 Tax I.D. 9922	Leased 967071	0.40400000%	1.29000000	0.00050500
	Shirley Caroleen Gardner widow 6008 Powell River Road Norton, VA 24273	Leased 967071	0.40400000%	1.29000000	0.00050500
Tract 11 Totals	EQT Production Company		2.02000000%	6.45000000	0.01767500 0.02020000
<b>12</b> Tax ID 020660	Greater Wise, Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223095 GW-90	2.72000000%	8.72000000	0.00340000
Tract 12 Totals	EQT Production Company		2.700000000	46	0.02380000
riact 12 Totals			2.72000000%	8.72000000	0.02720000

<b>13</b> Tax ID 020664	Greater Wise, Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223095 GW-45	14.17000000%	45.33000000	0.01771250
	EQT Production Company				0.12398750
Tract 13 Totals	EQ1 Floduction Company		14.17000000%	45.33000000	0.14170000
<b>14</b> Tax ID 012773	Red River Coal Co., Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223142	5.17000000%	16.54000000	0.00646250
	EQT Production Company				0.04523750
Tract 14 Totals	EQ1 Floduction Company		5.17000000%	16.54000000	0.05170000
<b>15</b> Tax ID 012776	Red River Coal Co., Inc. Attn: Hank Ross P.O. Box 668 Norton, VA 24273-0668	Leased 223142	1.36000000%	4.36000000	0.00170000
	EQT Production Company				0.01190000
Tract 15 Totals	Eq. ( Todacalon Company		1.36000000%	4.36000000	0.01360000
	TOTAL GAS ESTATE		100.0000000%	317.82000000	1.00000000
	Percentage of Unit Leased Percentage of Unit Unleased		98.61000000% 1.39000000%		
	Acreage in Unit Leased Acreage in Unit Unleased			313.37000000 4.45000000	

000161 OCT 12º

# EXHIBIT "B-3" VH-531527

10/6/2010

		LEASE	INTEREST WITHIN	GROSS ACREAGE
TRACT	LESSOR	STATUS	UNIT	<u>IN UNIT</u>
	Gas Estate Only			
7	William F. Wampler and Mary Wampler Heirs P/O 15 Acres No Mineral Assessment			
	Fanny Lucille Roberts and Edsel Roberts, w/h 6858 Jones Hollow Road Norton, VA 24273-3720	Unleased	0.07722222%	0.24722222
	Winfred Wesley Stidham & Grace Edna Stidham, h/w 125 McChesney Street SE Norton, VA 24273-2946	Unleased	0.07722222%	0.24722222
	Cecil Hoyt Stidham, single 5560 Brummitt Hollow Rd. Norton, VA 24273-4114	Unleased	0.07722222%	0.24722222
	Robert Boggs, single P.O. Box 277 Haysi, VA 24256	Unleased	0.11583333%	0.37083333
	Anthony Q. Robinette and Melinda F. Robinette, h/w P.O. Box 1483 Wise, VA 24293	Unleased	0.23166667%	0.74166667
	Marie Wampler, widow C/O Norma Gardner 6443 Guest River Road Norton, VA 24273	Unleased	0.69500000%	2.22500000
	TOTAL UNLEASED GAS		1.27416667%	4.07916667

INSTRUMENT #201203011
RECORDED IN THE CLERK'S OFFICE OF
WISE COUNTY ON
OCTOBER 12, 2012 AT 01:48PM

J. JACK KENNEDY, JR., CLERK RECORDED BY: ADH

## Hagy, Sharon (DMME)

From:

VITASHARE System [vitashare@vita.virginia.gov]

Sent:

Wednesday, October 24, 2012 3:18 PM

To:

Hagy, Sharon (DMME)

Subject:

New Transaction 1V1EAAZBPH76ALXL-0006

Transaction details for Sharon Hagy(user shagy\_1) \_\_\_\_\_

Job Id: 1V1EAAZBPH76ALXL-0006

Date: Wed, Oct 24, at 15:17

Transaction Details:

Acknowledge Security Policy: I understand that this system is not intended for sensitive

Recipient's Email example- user1@virginia.gov, user2@virginia.gov:

gloria.clark@dmme.virginia.gov, KKenny@eqt.com, Krudick@eqt.com, mbarbour@eqt.com,

mroyster@eqt.com, NAtkison@eqt.com, sep@wilhoitandkaiser.com

Message - Describe file attachment: Please see the recorded supplemental order for docket

2861. Let me know if you are unable to download the file. Thank you, Sharon

Notify me when the file is downloaded?: Yes

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Total Estimated File Size: 233 KB

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Estimated Upload Time: 00:00:30

	Commonwealt Land Record Inst Cover Sheet - For	ruments ·m A		INSTRUME CORDED IN THE WISH OCTOBER 12: J. JACK KEN	CLERK'S OF COUNTY ON 2012 AT O	D11 FFICE OF 1:48PM CLERK
CORP	Instrument Type:  Number of Parcels  Number of Pages	[10/3/2012 ] OTHER ] [ 1] [ 11] [Wise County		RECO)	DOWN ADIO	H
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	[Virginia Gas and Oil E	][ ][		] [ ] [ Grantees		][ ][
	Last Name	F	First Name	Middle Nan	ne or Initial	Suffix
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G A R C A N E T C O E R	GRANTEE	C O R P	Instrument Type: Number of Parcels Number of Pages	[10/3/2012 ] [OTHER ] [ 1] [ 11] [Wise County	] (Box for Do ntees/Parcel Continuation Form B	eed Stamp Only)
Г			Last Name	First N		
			[Roberts [Roberts [Stidham [Stidham [Stidham [Boggs [Robinette [Robinette [Wampler [	] [Fanny ] [Edsel ] [Winfred ] [Grace ] [Cecil ] [Robert ] [Anthony ] [Melinda ] [Marie ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [	] [Lucille ] [ ] [Wesley ] [Edna ] [Hoyt ] [ ] [Q ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [	][ ][ ][ ][ ][ ][ ][ ][ ][ ][ ][ ][ ][ ]
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